

Previous references.

File No. 29
of 1903-4

190 4

(~~Ad~~ - Sanitary)

Later references.

190 - 03
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GENERAL AND REVENUE SECRETARIAT.

728⁵
E

Serial Nos. 1-2

PART B. FOR July 1904-

SUBJECT.

Payment of Compensation to
Veerabhadraappa Chetty for the lands
taken up for the Epidemic Diseases Hosp.
Bangalore

GENERAL AND REVENUE SECRETARIAT.

(Sanitary)

NOTES.

File No. 29403

FILE HEADING.

payment of Compensation to Veerabhadra chetty for the
lands taken up for the Epidemic Diseases Hospital, Bangalore.

From

The Senior Supt. & Sanitary Commissioner

No. 73

Dated 7th July 24

Received 9.7.24

Diary No. 193

Enclos. 6

Spare Copies.

Serial No.

BRIEF ABSTRACT OF LETTER.

Forwards copies of correspondence, from the Dy Commr. Bangalore District regarding the Compensation amount due to the Veerabhadra chetty on account of loss of crops on his lands, taken up for the health camp sheds on the Mangudya Road.

NOTES AND ORDERS.

(vide note on the next page)

our village, Bangalore Induk, on which health
sheds were erected on the Maynoy road
plague camp, Bangalore City. 2

19. The Senior Surgeon, with his letter by
undispatched 73 dated the 7th July 1904, forwards corres-
pondence ending with letter no. 2798 dated
28th June 1904, from the Dy Commr. Bangalore
and states that Veerabhadra Chetty declines
to accept the compensation at Rs 20/- per
acre, for the years 1899-1900 to 1902-1903,
as sanctioned in the order referred to above
on the ground that he was paid compen-
sation at Rs 40/- per acre, for the 1st year
i.e., for 1898-99, as fixed by the 1st General Bdt.
Commissioner, ^{(Vide} ~~as per~~ Dy Commissioner
Plug I No. R 1247 dated 17th March 1899) also that
similar compensation, i.e., at Rs 40/- per
acre was paid to Mr. K. P. Prithu Chetty
for loss of crops on his land at Guttahally
The Senior Surgeon requests early orders for
the settlement of the claim and states that the
Amildar of the Bangalore Induk is making
necessary arrangements to acquire the land
permanently

permanently.

32

3

20. In the case of B. C. Rudrappa, Petty
Avalappa and Surappa, for loss of crops
sustained on account of their lands in
the village of Borigemaddana halli, Bangalore
Taluk, taken up for the segregation camp
in the city, compensation at Rs. 40/- per

Sl. No. 15 Flg X acre was sanctioned in Govt. pro. No. 16494-2
Ltp 1695 dated 8 April 1902.

Flg S 21. A lump sum amount of Rs. 1169-12-0,
was sanctioned, in Govt. pro. No. 16494-2 dated
7 August 1900, for the payment of com-
pensation to Mr. D. Shamadas, for
the loss of produce sustained by him
on account of sheds having been
erected for the use of camp servants
along road plague camp, on a portion
of Survey No. 8, measuring 5 acres and 6
guntas in the village of Hanumantha-
pur, Bangalore Taluk.

22. In the Bangalore city, Lowery's aged hoolies
Salut-sothers were paid compensation at
Rs. 10/- per acre for loss of crops (vide Govt. pro.
No. 16490-1 dated 8 April 02).

Sl. No. 17 Flg 22

5

Surgeon may be asked to explain
the cause of delay & to see that
the matter is settled before the
10th September 1904 ^{& the owner informed accordingly} so that ~~he~~ he
~~may~~ may not claim compensation
for the temporary occupation
of the land for the current year.
The Dy. Commissioner may also
be informed that no further time
should be lost in settling the question.

Submitted for orders.

J. M. M. M. M. M.

Please prepare 18/7/04
a draft accordingly to

Recd 20/7 ^{19/7/04} Draft sub D,
21/7/04

No 22 Lay before the L. Committee
22.7.04. 22.7.1904

Draft approved,
there is no help now
but to maintain the
amount of business

6
as he was given a
compensation of Rs 356
at Rs 40 p. a m. for 198-199
this rate, however, is
transient & remarks, is
excellent when com-
pared with what is
being given in Mysore
in similar cases.

To the Chief
24/7/904

It will be cheaper to
with the ^{long} term of any case,
such as to instead
of paying compensation
for their many years
after years.

Draft Submitted to the
Deewan Sahib for approval
Q

505
26.7.04

Int. No. 790-2 of 30.7.04 25/7/1904

Sanctions Rs 1424/- instead of Rs 712/-,
as compensation to Veerabhadra Chetty with certain
observations.

W. 7/7 1901 2/7 7/7

S. No. 1. *Very High*
PLAGUE DEPARTMENT. 1

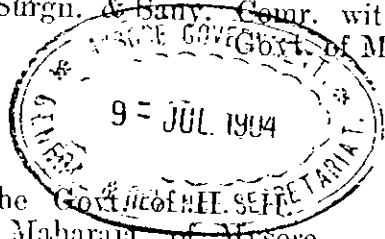
1901.

From

P. H. Benson
LT.-COL. PERCY H. BENSON, M.B., I.M.S.,
off. Sr. Surgn. & Sany. Comr. with the
GOVT. of Mysore.

To

Secy. to the GOVT. of Mysore,
the Maharaja of Mysore,
Gen. & Rev. Depts.,
Bangalore.



Dated

7th July 1904

Despatched

Received

General No. P. 73.
No.

Enclosure No. 10.

*Forwarding Copies of Correspondence
regarding the Compensation
amount due to Mr. Venka-
bhadrappa Chetty for the lands
taken up for the E. D. Hospital*

2

Diary No/93.

No. P.

73

gal b

OFFICE OF THE SENIOR SURGEON AND
SANITARY COMMISSIONER WITH
THE GOVERNMENT OF MYSORE.

Dated, Bangalore, the 7th July 1904.

From

J. Smyth, M.D.,

Lt.-COL. PERCY H. BENSON, M.B., I.M.S.,

Offg. Senior Surgeon and Sanitary Commissioner

with the Government of Mysore,

(Plague Department).

To

B.K. Venketavaradiengar Esqr.,

Secretary to the Government of H. H. the Maharaja of Mysore,
Gen. & Rev. Departments, Bangalore.

Sir,

W.

Adverting to Govt. Pro. No. L.B.P. 445-6 L.B.P. dated the 23rd. October 1903 sanctioning the payment of Compensation of Rs. 712/- on account of loss of crops on the land taken up for the Epidemic Diseases Hospital, I have the honor to state that the President Bangalore City Municipality reported that Veerabhadrapa Chetty, the owner of the land declined to accept the compensation at the above rate. The matter having been once again referred to the Deputy Commissioner, Bangalore District, who fixed the compensation at Rs. 20/- per acre at the outset, for opinion, he reports that compensation at Rs. 40/- per acre having been settled by a competent authority and paid for one year it is not possible now to induce the owner to accept a lower rate for the succeeding years. I therefore herein enclose all the original records ending with Veerabhadrapa Chetty's application dated 4th. December 1903 received from the President and copies of correspondence ending with the Deputy Commissioner's No. 2798 of the 28th. June 1904 for ready reference. Since there seems to me to be no immediate prospect of settling the question of acquiring the land in question, I beg to request that you will be pleased to obtain

very

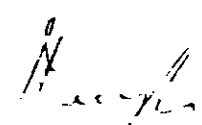
very early orders of Government with regard to the amount of compensation payable to him for previous years.

2. As regards acquiring the land permanently it is reported that the necessary acquisition is being conducted by the Amildar of the Bangalore Taluk. The source from which the cost should be met will be reported later on.

I have the honor to be,

Sir,

Your most obedient servant,


M.D.,
Lt.-Col., I.M.S.,
Offg. Senior Surgeon and Sanitary Commr.



4
Bangalore District,
Deputy Commissioner's Office,
Bangalore, 28th. June 1904. ,

R. No. 2798.

From

D. Devaraj Urs Esq.,
Deputy Commissioner,
Bangalore District.

To

Lt.-Col J. Smyth, M.D., I.M.S.,
Offg: Senior Surgeon and Sanitary
Commissioner with the Government of
Mysore, Plague Department, Bangalore.

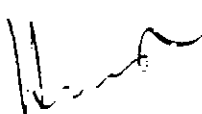
Sir,

With reference to your docket No. 3115 P. dated the 19th. May 1904, regarding the acquisition of certain lands belonging to Mr. Veerabhadra Chetty' for the Epidemic Hospital, Bangalore City, I have the honor to state that the necessary acquisition is being conducted by the Amildar of Bangalore Taluk.

I have the honor to be,
Sir,
Your most obedient servant,

Sd. K. Ahmed Ali,
For Deputy Commissioner.

' C O P Y ' ,


Offg. Senior Surgeon and S. C.





5

PLAGUE DEPARTMENT.

1904.

From
J. Smyth, M.D.,
Lt.-Col. PERCY H. BENSON, M.B., I.M.S.,
Offg. Sr. Surgn. & San'y. Comr. with the
Govt. of Mysore.

To

The Deputy Commissioner,
Bangalore District.

Dated 19th. May 1904.

Despatched

Received

General No. 3115 P.
No.

Enclosure No.

His No. R. 2411 dated the 6th
May 1904 regarding the compensa-
tion for loss of crops payable to
Mr. Veerabhadra Chetty on account
of lands taken up for the Epidemic
Diseases Hospital, Bangalore City.

-----&&&-----

With reference to the above,
has the honor to enquire what steps
have been taken to acquire the
land in question as ordered by
Government in Proceedings No. 445-
6 L.B.P. dated the 23rd. October
1903.

Sd. T. S. Nanjappa,
For Offg. Senior Surgeon & S.
C.

'COPY'


Offg. Senior Surgeon & S.C.

From

The Deputy Commissioner,
Bangalore District.

To

The Offg. Senior Surgeon
and San: Commr. with the

Govt. of Mysore.
Dated 6th/7th. May 1904.

Despatched do.

Received

General No. R. 2411
No.

Enclosure No.

Sir,

With reference to your
No. 1932P dated 18th. January 1904
regarding compensation for loss of
crops payable to Mr. Veerabhadrappa
Chetty, I have the honor to state
that the compensation at Rs. 40/-
per acre has once been settled by
a competent authority and paid for
one year at that rate. I do not
think that now the owner could be
induced to accept a lower rate. I
request therefore that you will be
good enough to obtain sanction of
Govt. for the ~~the~~ rate of Rs. 40/-
per acre.

As the President of the Bangalore ^{City}
Municipality has recommended in
his letter No. 510 dated 19th.

August 1903, the land in question
may

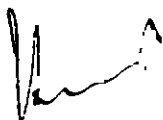
7
may once for all be acquired for the purpose, or if unnecessary.
it may be handed back to the owner. The enclosures are herewith
returned.

I have etc.

K. Ahamed ali,

For Deputy Commr.

" C O P Y "



Offg. Senior Surgeon and S.C.

C.T.P.



Comd.
An.

From

The Senior Surgeon and Sanitary Commr. with the Govt. of Mysore Bangalore (Plague Department).

To

The Deputy Commissioner,
Bangalore District.

Dated 13th. January 1904.

Despatched 18th. January 1904.

Received

General No 1932P.
No.

Enclosure No.

Has the honor to forward herewith for favor of early report a copy of letter No. 1650 dated the 6th. Instant (with its enclosure in original) received from the President Bangalore City Municipality regarding the compensation amount due to one Mr. Vecrabhadra appa Chetty, for loss of crops on his land which was taken up for the Bangalore Epidemic Diseases/Hospital.

(Sd) T. S. Nanjappa,

For Senior Surgeon S.
C.

"Copy"



Offg. Senior Surgeon and S.C.

C.T.P.



Comd.

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9

From

The President,
Municipal Commission,
Bangalore City.

To

The Senior Surgeon and Sanitary Commissioner with the
Govt. of Mysore Bangalore.

Dated

6/7 th. January 1904.

Despatched

Received

General No. 1650.

No. .

Enclosure No.

Sir,

With reference to your
memo No. 1106P. dated 2nd. November
1903 forwarding for information
Govt. Pro. No. 445-6 L.B.P. dated
23rd. October 1903 sanctioning
the payment of a compensation of
Rs. 712/- for loss of crop on his
land taken up for the E. D. Hos-
pital in the Magadi Road in full
adjustment of the claim preferred
by one Mr. Veerabhadrappe Chetty
to the end of the year 1902,
I have the honor to forward here-
with for reconsideration and early
disposal petition No. 1505 dated
4th. December 1903 in the form of
Notice under section 424 of the
Civil Procedure Code from Mr.
Veerabhadrappe Chetty declining
to

to

10
to accept the sanctioned amount of Rs. 712/- in lieu of Rs. 1424/- originally claimed by him . The whole file bearing on the subject is herein enclosed for reference and return.

The Deputy Commissioner Bangalore Distt. has been requested in this Office No. 1634 dated 6th Instant to take steps for the early acquisition of the lands in question.

I have etc.

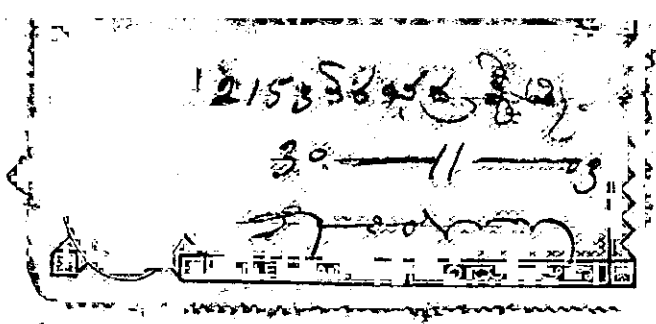
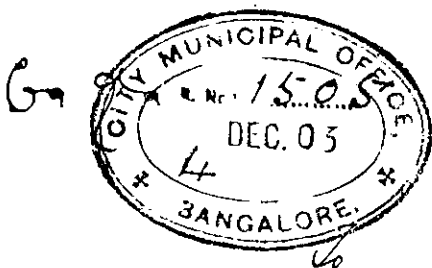
(Sd) H. H. Sparkes,
President.

" C O P Y "

Offg. Senior Surgeon and San: Commr.

C.T.P.

compd.
H.H.



The President
City Municipality
Bangalore.

The humble petition of B Venabhadra Chetty
resident of Cotton petta most respectfully
sheweth: —

1. That the petitioner is the owner and occupant of lands nos 8 and 9 measuring 8 Acs 36 guntahs belonging to Hanumanthapur Village of the Bangalore Taluk.
2. That the said lands situated as they are within easy distance of the City, were very valuable ones yielding to the petitioner annually about 500 Rs, and was a source of maintenance to the petitioner's whole family.
3. That in 1897-98 when the Government inaugurated precautionary measures to prevent the advent of a plague in Bangalore, the said lands were chosen as being the best and nearest for the construction of plague and health sheds and even taken possession of by Government.
4. That though petitioner was at the time, unwilling to part with it, the then officers, notably Mr B Kuppaswami Aiyar, Assistant Commissioners in charge of the settlement of Compensation, held out large promises and persuaded the petitioner to part with them, and took a Murchilka making him, accept a compensation of Rs 40/- an acre.
5. That one of the main grounds under which the said rate was at the time fixed was that it had been fixed for lands of similar nature in the neighbourhood and it would form a very inconvenient precedent to enhance it, in the case of the Petitioner.

Submitted with
refer. J. R. Aiyar
10/11/03

Please inform
petitioner that the
land is above
the acquisition
under the Land
Acquisition Act

4/12

Encl. No 431
to Mr V. Chetty
4/12

6. The petitioners quietly accepted the terms not knowing at the time that the said lands would be required for a length of time, but in the implicit confidence that it would soon be restored. 12

7. That in pursuance of the above arrangement the then President Mr K. P. Puttanna Chetty also, authorized the payment of the compensation of Rs 356 calculated at the rate of Rs 40 an acre for Belambhi 1898-99.

8. That the petitioner was put out of the compensation reasonably due to him for a portion of the year 1897-98 in which the lands were actually taken possession of, he never pressed his claim.

9. That the lands since then continue in the possession of the Government.

10. That the petitioner not having been paid any compensation for the years subsequent to 1898-99, he submitted an application therefor some months back praying that the amount due for the following four years, at the same rate, as that previously paid, viz Rs 40 per acre and amounting in all to Rs 1424, may be ordered to be paid.

11. That in reply petitioner has been told that the Government have been pleased to sanction a sum of Rs 712, or exactly a half of the amount legally claimed and properly payable in full adjustment of the whole.

12. That the petitioner is not in a position to understand why he should be mulcted of such a large sum of Rs 712, nor have any reasons been set forth therefor.

13. That the petitioner has already suffered a heavy loss, in making over to the Government his lands which formed the main support of his family: the Government taken possession of the lands and otherwise been making use of them: the Government have

in

in a way forced petitioner to accept a ¹³ qty of Rs 40/-
an acre for the lands and which he has accepted;
the Government still continue to hold possession thereof;
the petitioner has had no sort of interference with it,
and now, when petitioner whose just dues have
been slept over for years demands lawful payment
he is asked to take only half of what is due.

14. That the petitioner begs to submit that he has
had nothing what ever to do with the land during
these 4 years, to justify a reduction, and if he had
been restored possession, it would have enabled
him otherwise reimburse his loss.

15. That apart from this, the lands by reason
of the situation near the Railway premises would
have yielded the petitioner without any trouble
whatever, a better profit than what Government
have once before paid him, viz Rs 40 an acre,
even if he had put up small sheds or temporary
structure and let them out to the employees of
the Southern Mahratta Railway.

16. That so far as the petitioner has been able to
ascertain the original rate of Rs 40 an acre has
been paid in case of similar lands taken up
near the Lal Bagh, Entahally and other places,
both before and after the issue of this order.

17. That the action of the Government in unforseen
-mate petitioner's case is opposed to justice, precedent
and established understanding originally entered
into between the Government and himself.

18. That the petitioner was never consulted as to
the proposed reduction of the amount, nor is there
any just ground therefor, which the petitioner is
able seeing that the land has continued in the
possession of the Government all along.

19. In these circumstances the petitioner humbly
begs that the papers may be kindly perused and
that the correct amount viz Rs 1424 calculated
at-

at Rs 40 an acre with interest at 6 per cent per annum accruing thereon Rs 213-9-6 Total Rs 1637-9-6 and further interest at the same rate till the payment.

14
20. If the humble prayer of the petitioners could not in spite of the facts now set forth be granted he begs that he may be allowed to take action and that for such a purpose this humble representation may be treated in the light of the previous notice required by section 424 of the Civil Procedure Code.

Dated November 1903 } Begs to remain
Bangalore. } Respected Sir
Your honor's most obedient servant.
J. S. S. S.

Papers to be perused in connection with this petition are: —

1. Letter no 1247 dated 17-3-99 from the Deputy Commissioner Bangalore District to the Vice President of the City Municipality Bangalore.
2. Cheque no 358 for Rs 358 issued by the municipal authorities in favor of the Petitioner on the Bangalore District Treasury
3. Government Proceedings no 16619-20 dated 4-4-99 sanctioning for the amount of compensation for 34 Acs at the rate of Rs 40 per acre in favor of Mr. K. A. Puttannaiah Chetty.
4. other papers connected with the case of compensation of the lands occupied by the Government near Lal Bagh, Luttahalli and other places.

~~Very urgent~~

File No. 29703

Serial No. 215Diary No. of letter replied to 193Proceedings of the Government of His Highness
the Maharaja of Mysore.GENERAL AND REVENUE
SECRETARIAT.

(Sanitary)

S. M. 25, fly W

, the

190

Date of issue

30/7/04

Signed by

M. A. Ramalinga

READ.

1) Govt. pro. no. LKp 445-6 dated
the 23rd October 1903, sanctioning
the payment of compensation of
Rs 712/- to one Veeral hadrachetty
on account of loss of crops for 4 years

ORDER THEREON.—No.
from 1899 to 1902 on his lands —
measuring 8 acres and 36
guntas, situated in Survey nos.
8 and 9 of ^{7th} Hammamthipura
village ^{1st} Bangalore Taluk on
which sheds were erected in
the

over

SUBJECT

Sanctioning Rs 1424/- instead of Rs 712/- as compensation
to one Veeral hadrachetty on account of loss of crops
on his land taken up for the Health Camp shed on
the Mangray house.

The Majesty Road of Bangalore Camp,
"Bangalore city."

~~214~~ 16
2) Letter No. 73 dated the 7th July 1904, from the Senior Surgeon and Sanitary Commissioner, forwarding copy of correspondence ending with letter No. 2798, dated the 28th June 1904, from the Dy. Commr. of the Bangalore District, reporting that Veerabhadra Chetty declines to accept ~~the~~ Compensation at Rs. 20/- per acre, as sanctioned in the above order, on the ground that he was paid Compensation for the year 1898-99 at Rs. 40/- per acre, as fixed by the 1st Dy. Commr. of the Bangalore District, and requesting early orders for the settlement of the claim. under disposal
(vide S. No. 25)

Order Thereon No. 790-2 2307/2
LB 29-03
The full amount of Compensation
En: see file of papers to the Senior Surgeon

GENERAL AND REVENUE
SECRETARIAT.

(Continuation Sheet draft form.)

File W

17

Compensation, claimed by
Veerabhadra Chetty, viz Rs 1424/-
~~as recommended by the~~
~~Dy Commr. Bangalore District,~~
instead of Rs 712/- to sanctioned.
The amount being debited to the
Police Budget grant for the current
year.

2. It is to be regretted that
there has been a very long and
unnecessary delay in taking
steps to acquire the land
permanently, though, in the
order of ~~the~~ 28th September 1903, above
referred to, it was directed
that steps should at once
be taken in this direction. The
Senior Surgeon is requested to
explain the cause of delay and
to see that the matter is settled
before the 10th September 1904,
and the owner informed
accordingly so that he may
not claim compensation for
the temporary occupation of the
land for the current year.
~~That~~ The Dy Commr. ^{of the} Bangalore Dist.
~~may also be informed~~
~~that~~

should lose
that (no further time should
be lost in settling the question.

18

JM
22.7.1894

off. Secretary

21/7/04
1894

J.D.
21/7/04.

The Senior Agent & Land Surveyor Comptroller
Comptroller in Mysore
Dr. J. B. B. Bangalore etc.

und
27.VII.04

J. B. B.
28/7/1508

Typ. 6 20/7
Comp. 6 29/7